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| Substitute for form 1449A/PTO<br><br><b>SUPPLEMENTAL<br/>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT</b><br><br><i>(Use as many sheets as necessary)</i> |   |    |   | <b>Complete if Known</b> |                        |
|  |   |    |   | Application Number       | 08/434,105-Conf. #2627 |
|  |   |    |   | Filing Date              | May 3, 1995            |
|  |   |    |   | First Named Inventor     | David A. Fischhoff     |
|  |   |    |   | Art Unit                 | 1638                   |
|  |   |    |   | Examiner Name            | A. R. Kubelik          |
| Sheet  | 1 | of | 1 | Attorney Docket Number   | 28079/41785            |

| U.S. PATENT DOCUMENTS |                          |   |                                |  |   |
|-----------------------|--------------------------|---|--------------------------------|--|---|
| Examiner<br>Initials* | Cite<br>No. <sup>1</sup> | Document Number<br>Number-Kind Code <sup>2</sup> (if known) | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
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| FOREIGN PATENT DOCUMENTS |                          |  |                                   |  |   |                |
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| Examiner<br>Initials*    | Cite<br>No. <sup>1</sup> | Foreign Patent Document<br>Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known) | Publication<br>Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages<br>Or Relevant Figures Appear | T <sup>6</sup> |
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| NON PATENT LITERATURE DOCUMENTS |                          |   |                |
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| Examiner<br>Initials*           | Cite<br>No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T <sup>2</sup> |
|                                 | C312                     | Pazuniak, George; Letter to Gass, D., counsel for Monsanto dated August 14, 2008.   |                |
|                                 | C313                     | Appendix A of Pazuniak's letter to Gass, Opposition decision, EP Patent No. 0 385 962, dated July 25, 2008.   |                |
|                                 | C314                     | Annex I to Appendix A of Pazuniak's letter to Gass, Auxiliary Request I, EP 0 413 019, dated November 16, 2005.   |                |
|                                 | C315                     | Annex II to Appendix A of Pazuniak's letter to Gass, Auxiliary Request I, EP 0 385 962, dated November 7, 2005.   |                |
|                                 | C316                     | Annex III to Appendix A of Pazuniak's letter to Gass, Figures 2A, 3A, 4A, and 12A of European patent EP 0 413 019.  |                |
|                                 | C317                     | Annex IV to Appendix A of Pazuniak's letter to Gass, Auxiliary Request II, EP 0 385 962, dated November 7, 2005.  |                |
|                                 | C318                     | Appendix B of Pazuniak's letter to Gass, Minutes of the oral proceedings before the Opposition Division, EP-B-385962, dated November 16, 2005.  |                |
|                                 | C319                     | Request for Opposition against European Patent EP-B-0 385 962 granted in the name of Monsanto Technology LLC by Aventis CropSciences N.V., July 18, 2001.   |                |
|                                 | C320                     | Request for Opposition against European Patent EP-B-0 385 962 by Dow Agrosciences LLC, dated April 18, 2002.  |                |
|                                 | C321                     | Request for Opposition against European Patent EP-B-0 385 962 by Syngenta Ltd, dated April 11, 2002.  |                |
|                                 | C322                     | Walker, Declaration of Keith A. Walker 37 C.F.R. § 1.132 filed on June 10, 1991 before the United States Patent and Trademark Office.   |                |

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| Examiner<br>Signature |  | Date<br>Considered |  |
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.